



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

EPA Region 5 Records Ctr.



228537

REPLY TO THE ATTENTION OF:

February 7, 2005

William J. Anaya, Esq.  
ARNSTEIN & LEHR LLP  
120 South Riverside Plaza - Suite 1200  
Chicago, Illinois 60606-3910

Re: Village of Gilberts, Illinois, Tower Hill Road Site - Operable Unit 2

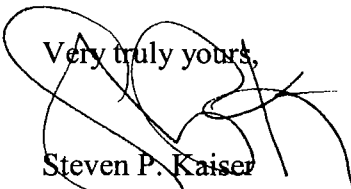
Dear Mr. Anaya:

The United States Environmental Protection Agency anticipates resuming work at the Tower Hill Road Site - Operable Unit 2 in March 2005. The Agency expects to excavate and dispose of off-site certain lead-contaminated soils located on property owned by the Village of Gilberts. The Agency seeks the Village's permission to enter onto its property in order to perform removal activities.

Towards that end, I am enclosing two original documents entitled, "Consent For Access To Property." Please review the document. If it meets with your and your client's approval, please sign both documents, retain one for your records, and return one to my attention.

If you have any questions, please do not hesitate to call. I may be reached at (312) 353-3804.

Very truly yours,

  
Steven P. Kaiser  
Associate Regional Counsel

SPK/spk  
Enclosures

cc: Mike Ribordy (U.S. EPA)  
Valerie Mullins (U.S. EPA)  
Superfund File Center (U.S. EPA)

**CONSENT FOR ACCESS TO PROPERTY**  
**Tower Hill Road Site - Operable Unit 2, Kane County**  
**Village of Gilberts, Illinois**

**Name:** The Village of Gilberts, Illinois

**Property Description:** THE SOUTHERLY 1066 FEET, AS MEASURED ALONG THE WESTERLY LINE, OF THAT PART OF THE NORTHEAST QUARTER OF SECTION 23 TOWNSHIP 42 NORTH, RANGE 7 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE POINT OF INTERSECTION OF THE NORTH LINE OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 14, TOWNSHIP AND RANGE AFORESAID, WITH THE WESTERLY LINE OF THE RIGHT OF WAY OF THE CHICAGO AND NORTHWESTERN RAILWAY COMPANY; THENCE SOUTHEASTERLY ALONG SAID WESTERLY RIGHT OF WAY LINE 1914.9 FEET FOR THE POINT OF BEGINNING; THENCE SOUTHWESTERLY AT RIGHT ANGLES TO SAID WESTERLY RIGHT OF WAY LINE 50 FEET; THENCE SOUTHEASTERLY PARALLEL WITH SAID WESTERLY RIGHT OF WAY LINE 2011.6 FEET THENCE EAST 55.15 FEET TO SAID WESTERLY RAILWAY RIGHT OF WAY LINE; THENCE NORTHWESTERLY ALONG SAID WESTERLY RIGHT OF WAY LINE 2033.95 FEET TO THE POINT OF BEGINNING; IN THE TOWNSHIP OF RUTLAND, KANE COUNTY, ILLINOIS (See diagram attached hereto).

The Village of Gilberts, Illinois, an Illinois municipal corporation, consents to officers, employees, contractors, and authorized representatives of the United States Environmental Protection Agency (U.S. EPA) entering and having continued access to the property described above for the following purposes:

1. Securing the property;
2. Conducting monitoring, sampling and investigatory activity on the property;
3. Performing other actions to investigate contamination on the property that U.S. EPA may determine to be necessary; and

4. Taking any response action to address any release or threatened release of a hazardous substance, pollutant or contaminant which U.S. EPA determines may pose an imminent and substantial endangerment to the public health or the environment.

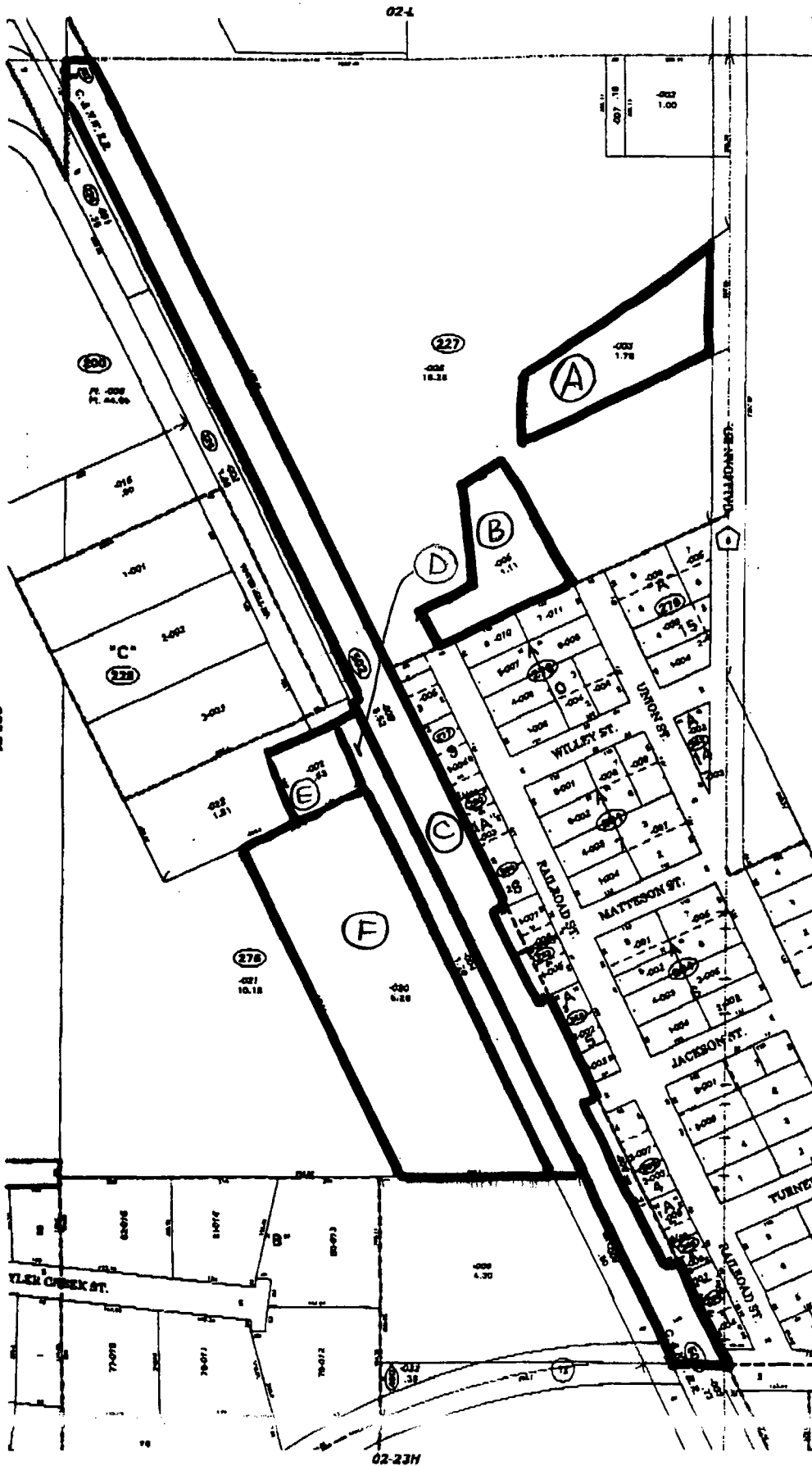
The Village of Gilberts, Illinois realizes that these actions taken by U.S. EPA are undertaken pursuant to its response and enforcement responsibilities under the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended, 42 U.S.C. §9601 et seq.

This written permission is given voluntarily by the Village of Gilberts, Illinois, on behalf of the Village and all other co-owners of this property, with knowledge of its right to refuse and without threats or promises of any kind.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Printed Name



"A"  
RUTLANDVILLE ORIGINAL TOWN  
AREA VILLAGE OF GILBERT  
"B"  
WINDMILL MEADOWS UNIT 2  
"C"  
BARRINGTON-POLARIS SUB

# RUTLAND TWP.

E 1/2 NE 1/4 SEC. 23 T. 42N. R. 7E.

KANE COUNTY, ILLINOIS

